IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 23RD NOVEMBER 2007 / 2ND AGRAHAYANA 1929

WP(C).No. 31577 of 2004(H)

PETITIONER:

SUDHEESH KUMAR T.,
S/O. LATE K.GOPALAN NAIR, THUMBERI HOUSE,
KOMERI P.O., KOZHIKODE.

BY ADV. SRI.R.SUDHISH
SMT.MANJU SUDHISH

RESPONDENTS:
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1. **UNION OF INDIA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF TELECOMMUNICATIONS (BSNL)., NEW DELHI.**

2. **THE CHIEF GENERAL MANAGER, DEPARTMENT OF TELECOMMUNICATIONS (BSNL), THIRUVANANTHAPURAM.**

3. **THE GENERAL MANAGER, TELECOM (BSNL), CALICUT-1.**

BY ADV. SRI.P.M.M.NAJEEB KHAN, SC, BSNL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 23/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.31577/2004

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE PRO-NOTE DT. 12.2.01 EXECUTED BY THE PETITIONER.

EXT.P2:- COPY OF THE APPLICATION DT. 10.10.01 SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.

EXT.P3:- COPY OF THE LETTER ISSUED BY THE 3RD RESPONDENT TO THE PETITIONER DT. 15.1.04.

/TRUE COPY/

P.A. TO JUDGE

tss

KURIAN JOSEPH, J.

W.P.(C) NO. 31577 OF 2004

Dated this the 23rd day of November, 2007.

J U D G M E N T

Petitioner is aggrieved since his claim for compassionate appointment was rejected. It was noted by the respondents that the family of late Sri. K. Gopalan Nair did not deserve any such consideration. It was found that Gopalan Nair died at the age of 58 years. The benefits to the tune of around Rs.3 lakhs were paid to the dependents apart from the family pension. The elder son is employed in Indian Army. It was in such circumstances, it was found that the family did not suffer from any financial crunch after the death of Gopalan Nair.

2. The factual position as above not being disputed, it cannot be said that there is no consideration on merits of the case. The counsel prays for a further opportunity to approach the authorities. I do not think that, in view of the factual background of the case as above, any improvement can be made on the position. Thus there is no merit in the writ petition. It is accordingly dismissed.

KURIAN JOSEPH, JUDGE.

smp